

FILED

JUL 25 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FELIPE ROCHA
#K-94573 Plaintiff,

vs.

ROBERT. A HOREL
(WARDEN -) Defendant.

CASE NO. C 07 32 95-CRB PR

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

#K-94573

I, FELIPE ROCHA, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ☐ No ☒

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: N/A

Employer: N/A

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 I HAVE NEVER WORKED IN
 5 my life.
 6

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

9 a. Business, Profession or
 10 self employment

Yes ☐ No ☒

11 b. Income from stocks, bonds,
 12 or royalties?

Yes ☐ No ☒

13 c. Rent payments?

Yes ☐ No ☒

14 d. Pensions, annuities, or
 15 life insurance payments?

Yes ☐ No ☒

16 e. Federal or State welfare payments,
 17 Social Security or other govern-
 18 ment source?

Yes ☐ No ☒

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 N/A
 22

23 3. Are you married?

Yes ☐ No ☒

24 Spouse's Full Name:

N/A

25 Spouse's Place of Employment:

N/A

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$

N/A

Net \$

N/A

28 4. a. List amount you contribute to your spouse's support:\$

N/A

- b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

N/A

5. Do you own or are you buying a home? Yes ☐ No ☒

Estimated Market Value: \$ N/A Amount of Mortgage: \$ N/A

6. Do you own an automobile? Yes ☐ No ☒

Make N/A Year N/A Model N/A

Is it financed? Yes ☐ No ☐ If so, Total due: \$ N/A

Monthly Payment: \$ N/A

7. Do you have a bank account? Yes ☐ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: N/A

Present balance(s): \$ N/A

Do you own any cash? Yes ☐ No ☒ Amount: \$ i am only living off money sent for store

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ☐ No ☒

N/A

8. What are your monthly expenses?

Rent: \$ N/A Utilities: N/A

Food: \$ i go to canteen when i can Clothing: N/A

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on this Account
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
	\$	\$
	\$	\$

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

I OWE \$1500 IN RESTITUTION TO
VICTIMS THE STATE TAKES 55% OF EVERY
MONEY SENT FOR ME FOR STORE - 11

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ☐ No ☒

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

N/A

N/A

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

7-16-08

DATE

SIGNATURE OF APPLICANT

Case Number: C 07 3295-CRB PR

Case Number: _____

CERTIFICATION OF FUNDS
IN
PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Felipe Rocha K94573 for the last six months at Pelican Bay State Prison where he is confined.

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$48.38 and the average balance in the prisoner's account each month for the most recent 6-month period was \$129.68. (20% = \$25.94)

Dated: 7/17/08

Z. Ulan
Authorized officer of the institution



THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.
ATTEST: 7-17-08
CALIFORNIA DEPARTMENT OF CORRECTIONS
BY J. Kleppin
TRUST OFFICE

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 17, 2008

ACCOUNT NUMBER : K94573
 ACCOUNT NAME : ROCHA, FELIPE
 PRIVILEGE GROUP: D

BED/CELL NUMBER: DF09U 000000213L
 ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
01/01/2008		BEGINNING BALANCE					120.16
01/03	FC05	DRAW-FAC 5	2801 D-9			45.00	75.16
01/07	W501	SHIPPING CHAR	2831			6.44	68.72
01/07	W517	WRAP/S	2831			0.50	68.22
01/09	W502	POSTAGE CHARG	2916			1.48	66.74
01/09	W502	POSTAGE CHARG	2916			0.41	66.33
01/09	W502	POSTAGE CHARG	2916			0.41	65.92
01/17	W502	POSTAGE CHARG	3062			0.90	65.02
01/17	W502	POSTAGE CHARG	3062			0.41	64.61
01/18	W502	POSTAGE CHARG	3083			1.14	63.47
01/18	W502	POSTAGE CHARG	3083			1.65	61.82
01/22	W502	POSTAGE CHARG	3126			0.75	61.07
01/24	W502	POSTAGE CHARG	3171			0.97	60.10
01/24	W502	POSTAGE CHARG	3190			1.31	58.79
01/31	W502	POSTAGE CHARG	3311			0.90	57.89
02/04	FC05	DRAW-FAC 5	3354 D-9			45.00	12.89
02/20	W502	POSTAGE CHARG	3631			1.14	11.75
02/21	W502	POSTAGE CHARG	3664			0.97	10.78
02/27	W502	POSTAGE CHARG	3762			0.97	9.81
03/03	FC05	DRAW-FAC 5	3810 D-9			2.10	7.71
03/05	W502	POSTAGE CHARG	3873			0.41	7.30
03/05	W502	POSTAGE CHARG	3873			0.41	6.89
03/05	W502	POSTAGE CHARG	3873			1.31	5.58
03/06	W502	POSTAGE CHARG	3920			0.41	5.17
03/12	*DD30	CASH DEPOSIT	3999 #177		135.00		140.17
03/14	W502	POSTAGE CHARG	4040			0.90	139.27
03/14	W502	POSTAGE CHARG	4040			1.14	138.13
03/18	W502	POSTAGE CHARG	4077			1.80	136.33
03/18	W502	POSTAGE CHARG	4077			1.31	135.02
03/19	W502	POSTAGE CHARG				0.58	134.44
03/24	W502	POSTAGE CHARG	4157			0.97	133.47
03/26	W502	POSTAGE CHARG	4203			0.41	133.06
03/26	W502	POSTAGE CHARG	4203			0.97	132.09
03/26	W502	POSTAGE CHARG	4203			0.58	131.51
04/02	FC05	DRAW-FAC 5	4289 D-9			45.00	86.51
04/02	W536	COPAY CHARGE	4295M04/01			5.00	81.51
04/07	W536	COPAY CHARGE	4385M04/04			5.00	76.51
04/11	*DD30	CASH DEPOSIT	4461 #197		11.25		87.76
04/15	W512	LEGAL POSTAGE	4499			0.58	87.18
04/16	W502	POSTAGE CHARG	4544			0.41	86.77
04/16	W502	POSTAGE CHARG	4544			0.41	86.36
04/16	W502	POSTAGE CHARG	4543			1.65	84.71
04/17	W502	POSTAGE CHARG	4568			0.58	84.13



THE WITHIN INSTRUMENT IS A CORRECT
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 ATTEST: 7-17-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY *J. K. Lappin* pg. 1 of 4
 TRUST OFFICE

**PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT**

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 17, 2008

ACCT: K94573 ACCT NAME: ROCHA, FELIPE ACCT TYPE: I

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
04/17	W502	POSTAGE CHARG	4568			0.90	83.23
04/28	W512	LEGAL POSTAGE	4680			0.41	82.82
04/28	W512	LEGAL POSTAGE	4680			0.41	82.41
05/01	*DD34	EFT DEPOSIT	0 4723JP#419		9.00		91.41
05/01	W502	POSTAGE CHARG	4721			0.41	91.00
05/01	W502	POSTAGE CHARG	4721			0.41	90.59
05/01	W502	POSTAGE CHARG	4721			0.58	90.01
05/01	W502	POSTAGE CHARG	4726			0.41	89.60
05/01	W502	POSTAGE CHARG	4726			0.97	88.63
05/01	W502	POSTAGE CHARG	4726			0.58	88.05
05/01	W502	POSTAGE CHARG	4726			0.58	87.47
05/02	FC05	DRAW-FAC 5	4759 D-9			36.90	50.57
05/05	W502	POSTAGE CHARG	4807			0.58	49.99
05/05	W502	POSTAGE CHARG	4807			0.97	49.02
05/05	W502	POSTAGE CHARG	4807			0.41	48.61
05/06	W502	POSTAGE CHARG	4851			0.41	48.20
05/06	W502	POSTAGE CHARG	4851			0.41	47.79
05/07	W536	COPAY CHARGE	4857M05/05			5.00	42.79
05/12	W512	LEGAL POSTAGE	4903			0.41	42.38
05/13	W536	COPAY CHARGE	4923M05/07			5.00	37.38
05/13	W502	POSTAGE CHARG	4928			1.80	35.58
05/13	W502	POSTAGE CHARG	4928			0.58	35.00
05/13	W502	POSTAGE CHARG	4928			0.58	34.42
05/19	W512	LEGAL POSTAGE	5030			0.17	34.25
05/20	W502	POSTAGE CHARG	5064			0.42	33.83
05/21	*DD30	CASH DEPOSIT	5069 #225		135.00		168.83
05/21	W502	POSTAGE CHARG	5075			0.93	167.90
05/22	W415	CASH WITHDRAW	5085 CKREQ 283150866			2.00	165.90
05/22	W502	POSTAGE CHARG	5099			0.90	165.00
05/22	W502	POSTAGE CHARG	5099			0.41	164.59
05/22	W502	POSTAGE CHARG	5099			0.41	164.18
05/22	W502	POSTAGE CHARG	5099			0.41	163.77
05/27	W502	POSTAGE CHARG	5145			0.42	163.35
05/27	W502	POSTAGE CHARG	5145			0.42	162.93
05/28	W502	POSTAGE CHARG	5172			1.34	161.59
05/28	W502	POSTAGE CHARG	5176			0.42	161.17
05/28	W502	POSTAGE CHARG	5176			0.42	160.75
05/28	W502	POSTAGE CHARG	5176			0.59	160.16
05/28	W502	POSTAGE CHARG	5176			0.42	159.74
06/02	W512	LEGAL POSTAGE	5220			0.20	159.54
06/03	FC05	DRAW-FAC 5	5241 D-9			45.00	114.54
06/04	W502	POSTAGE CHARG	5288			0.01	114.53
06/04	W502	POSTAGE CHARG	5288			0.01	114.52
06/04	W502	POSTAGE CHARG	5288			0.42	114.10
06/04	W502	POSTAGE CHARG	5288			0.42	113.68
06/04	W502	POSTAGE CHARG	5288			0.59	113.09
06/11	W835	REVERSE COPAY	5434M04/04			5.00-	118.09
06/18	W502	POSTAGE CHARG	5540			0.03	118.06
06/18	W502	POSTAGE CHARG	5540			0.03	118.03
06/20	W501	SHIPPING CHAR	5585			6.44	111.59



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ATTEST: 7-17-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY S. K. Lippman pg 2 of 4
TRUST OFFICE

PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 17, 2008

ACCT: K94573 ACCT NAME: ROCHA, FELIPE

ACCT TYPE: I

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
06/20	W517	WRAP/S	5585			0.50	111.09
06/23	W502	POSTAGE CHARG	5608			0.93	110.16
06/23	W502	POSTAGE CHARG	5608			0.76	109.40
06/23	W502	POSTAGE CHARG	5608			0.03	109.37
06/23	W502	POSTAGE CHARG	5608			0.03	109.34
06/23	W502	POSTAGE CHARG	5608			0.03	109.31
07/02	W502	POSTAGE CHARG	0023			0.42	108.89
07/02	W502	POSTAGE CHARG	0023			0.03	108.86
07/08	FC05	DRAW-FAC 5	0124	D-9		45.00	63.86
07/08	*W513	MISC. CHARGES	0140			0.63	63.23
07/10	W502	POSTAGE CHARG	0213			1.00	62.23
07/10	W502	POSTAGE CHARG	0213			0.93	61.30
07/10	W502	POSTAGE CHARG	0213			1.00	60.30
07/10	W502	POSTAGE CHARG	0213			0.59	59.71
07/10	W502	POSTAGE CHARG	0199			0.76	58.95
07/10	W502	POSTAGE CHARG	0199			0.94	58.01
07/10	W502	POSTAGE CHARG	0199			0.76	57.25
07/16	W502	POSTAGE CHARG	0286			0.59	56.66
07/16	W502	POSTAGE CHARG	0286			1.17	55.49

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 04/27/98

CASE NUMBER: *SC073515

COUNTY CODE: *KER

FINE AMOUNT: \$ 2,621.70

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
01/01/2008		BEGINNING BALANCE		1,871.70
03/12/08	DR30	REST DED-CASH DEPOSIT	150.00-	1,721.70
04/11/08	DR30	REST DED-CASH DEPOSIT	12.50-	1,709.20
05/01/08	DR34	REST DED-EFT DEPOSIT	10.00-	1,699.20
05/21/08	DR30	REST DED-CASH DEPOSIT	150.00-	1,549.20

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *



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BY THIS OFFICE.

ATTEST: 7-17-08
CALIFORNIA DEPARTMENT OF CORRECTIONS

BY [Signature] TRUST OFFICE

CALIFORNIA DEPARTMENT OF CORRECTIONS
PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 17, 2008

ACCT: K94573

ACCT NAME: ROCHA, FELIPE

ACCT TYPE: I

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
120.16	290.25	354.92	55.49	0.00	0.00

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BY THIS OFFICE.

ATTEST: 7-17-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY J. Kleppin
TRUST OFFICECURRENT
AVAILABLE
BALANCE

55.49

STATE OF CALIFORNIA
§ 2 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE	TO	FROM (LAST NAME)	CDC NUMBER
7-20-08		Can Liang	K-94573
USING	BED NUMBER	WORK ASSIGNMENT	JOB NUMBER
0-9-	2131		FROM TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)	Sick		
ASSIGNMENT HOURS		FROM TO	

Clearly state your reason for requesting this interview.
You will be called in for interview in the near future if the matter cannot be handled by correspondence.

Yes must offset just countermeasures
see attached response in response
to IFP form please come back to Buick
So I will mail out the item and the
copy for me on Thursday - 7-15-08

INTERVIEWED BY

DeRen

DATE

7/21/08

POSITION

Will come by 7/22/08 to
mail IFP

STATE OF CALIFORNIA
GA-22 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE	TO	FROM (LAST NAME)	CDC NUMBER
7-16-08	7-16-08	RAC 4 #	K-94573
HOUSING	SECURITY	JOB NUMBER	TO
D-9-	SECURITY	FROM	TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)	ASSIGNMENT HOURS	FROM	TO

Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

I have not yet seen the law library that you state my
 interview appears to be a certification of funds
 I am please be questioning it up there next
 certification stating my moving situation that
 way I could include it with the next
 documents the law library has right now

Do NOT write below this line. If more space is required, write on back.

INTERVIEWED BY

DATE

DISPOSITION

The six-month certified trust statement you requested has been completed
 and mailed to your Law Library today: Friday, July 18, 2008.
 Your Law Library will contact you regarding mail out.

COMPLETED JUL 17 2008

PELICAN BAY STATE PRISON
P.O. BOX 7500
CRESCENT CITY, CA 95532

NAME: TEJADA, ROCHA
CDC NO: #K9982 HOUSING: 0-9-2133 SANU-

U.S. Northern Dist. of Ca.
U.S. Courthouse
450 Golden Gate Ave.
San Francisco, Ca. 94102-3483

PELICAN BAY STATE PRISON
P.O. BOX 7500
CRESCENT CITY, CA 95532



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7-17-08



DePaul U